

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Julian Phillips	Team: Squad #9	CCRB Case #: 201707503	<input checked="" type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input checked="" type="checkbox"/> Injury
Incident Date(s) Tuesday, 04/18/2017 2:00 AM	Location of Incident: § 87(2)(g) [REDACTED]	Precinct: 60	18 Mo. SOL 10/18/2018	EO SOL 10/18/2018	
Date/Time CV Reported Tue, 09/12/2017 10:24 AM	CV Reported At: CCRB	How CV Reported: On-line website	Date/Time Received at CCRB Tue, 09/12/2017 10:24 AM		

Complainant/Victim	Type	Home Address
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]

Witness(es)	Home Address
[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]

Subject Officer(s)	Shield	TaxID	Command
1. LT Christophe Ward	00000	934299	NARCBBS

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. DT3 Humberto Kibel	02547	942004	NARCBBS
2. SGT Andrew Parfenoff	03603	938855	NARCBBS
3. DT3 Eugene Jonny	02802	921448	DB SID
4. DT2 Agapito Soler	05009	898560	NARCBBS

Officer(s)	Allegation	Investigator Recommendation
A.LT Christophe Ward	Abuse: Lieutenant Christopher Ward entered and searched § 87(2)(b) [REDACTED] in Brooklyn.	[REDACTED]
B.LT Christophe Ward	Force: Lieutenant Christopher Ward struck § 87(2)(b) [REDACTED] with a gun.	[REDACTED]
C.LT Christophe Ward	Discourtesy: Lieutenant Christopher Ward spoke discourteously to § 87(2)(b) [REDACTED]	[REDACTED]
D.LT Christophe Ward	Force: Lieutenant Christopher Ward used physical force against § 87(2)(b) [REDACTED]	[REDACTED]

Case Summary

On September 12, 2017, § 87(2)(b) filed this complaint with the CCRB via the on line website.

On April 18, 2017 at approximately 2:00 a.m., Lieutenant Christopher Ward of Narcotics Borough Brooklyn South, leading a team of officers from the same command, entered and searched § 87(2)(b) § 87(2)(b) in Brooklyn (**Allegation A: Abuse of Authority;** § 87(2)(g) Lt. Ward entered the bedroom shared by § 87(2)(b) and § 87(2)(b) and allegedly struck § 87(2)(b) in the head with his gun (**Allegation B: Force;** § 87(2)(g) Lt. Ward then allegedly said to § 87(2)(b) “get the fuck down” (**Allegation C: Discourtesy;** § 87(2)(g) Lt. Ward allegedly pulled § 87(2)(b) out of the bed (**Allegation D: Force;** § 87(2)(g) § 87(2)(b) and § 87(2)(b) were arrested and charged with § 87(2)(b) § 87(2)(b). There is no video footage of this incident.

Findings and Recommendations

Allegation (A) Abuse of Authority: Lieutenant Christopher Ward entered and searched

§ 87(2)(b) :

The investigation has determined that the search conducted at § 87(2)(b) § 87(2)(b) in Brooklyn was in accordance with a valid § 87(2)(b) search warrant, which was issued by the § 87(2)(b) (01 Board Review). § 87(2)(g)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

Allegation (B) Force: Lieutenant Christopher Ward struck § 87(2)(b) with a gun.

In his sworn statement to the CCRB (02 Board Review), § 87(2)(b) stated that, upon first hearing the apartment door breached and then hearing the door of his own bedroom open, he immediately got out of his bed and raised his hands above his head. An officer, who § 87(2)(b) described as a heavyset white male taller than 6’2” wearing a helmet, entered the bedroom. (The investigation identified this officer as Lt. Ward because, among the officers determined to be inside § 87(2)(b) s bedroom at the time of his apprehension, Lt. Ward most closely matched § 87(2)(b) s description of the subject officer.) Lt. Ward approached § 87(2)(b) and struck him in the middle of his forehead with the handle of his handgun. This strike caused § 87(2)(b) to sustain redness to his forehead, and he later sustained headaches which he attributed to the strike, but § 87(2)(b) did not report or seek medical treatment for these injuries.

In a telephone statement to the CCRB (03 Board Review), § 87(2)(b) stated that, after § 87(2)(b) stood and raised his hands above his head, a Hispanic male officer approximately 5'6" tall approached § 87(2)(b) and struck him in the forehead with a handgun.

In a telephone statement to the CCRB (04 Board Review), § 87(2)(b) § 87(2)(b) s mother) stated that, upon hearing the apartment door breached, she stood up and opened the door of her own bedroom, observing multiple officers approach § 87(2)(b) s bedroom. She then heard § 87(2)(b) yell, "I'm cuffed! Why are you all hitting me in the head?" § 87(2)(b) could see the doorway of § 87(2)(b) s bedroom at this time, but she could not see into the bedroom because her view was obstructed by officers standing in the doorway.

In his statement to the CCRB (05 Board Review), Lt. Ward stated that, after entering and inspecting a bedroom that he determined to be safe, he entered the bedroom of § 87(2)(b) and § 87(2)(b). Lt. Ward's firearm was in his hand at this time. § 87(2)(b) was standing up when Lt. Ward entered, and either one or two other officers (who Lt. Ward could not specifically identify) were also in the bedroom at the time that § 87(2)(b) was apprehended. Lt. Ward denied striking § 87(2)(b) with his firearm, and stated that he did not recall making any physical contact with him. Lt. Ward stated that § 87(2)(b) lay on the floor after being ordered to do so, that officers (who he could not specifically identify) handcuffed § 87(2)(b) and that no force was used in handcuffing § 87(2)(b) besides pulling his arms behind his back.

In his statement to the CCRB (06 Board Review), Detective Humberto Kibel stated that he was the first officer to enter the bedroom of § 87(2)(b) and § 87(2)(b). Det. Kibel observed § 87(2)(b) standing, and ordered him to lie on the ground and place his hands behind his back. § 87(2)(b) § 87(2)(b) complied with these commands, and two officers (who Det. Kibel could not identify) approached and handcuffed him. Det. Kibel denied that any officer struck § 87(2)(b) with a firearm, and stated that he never observed or heard mention of any injuries sustained by § 87(2)(b) § 87(2)(b).

In statements to the CCRB (07 Board Review, 08 Board Review, 09 Board Review), Detective Eugene Jonny, Sergeant Andrew Parfenoff, and Detective Agapito Soler all stated that they did not observe the apprehension of § 87(2)(b). All stated that they never learned of § 87(2)(b) being struck with a firearm or sustaining any injuries.

There were no Threat, Resistance, or Injury reports prepared pursuant to this incident (10 Board Review). Because § 87(2)(b) did not report any injuries or seek medical treatment on the date of the incident, the investigation did not locate any Medical Treatment of Prisoner Form or medical records prepared for § 87(2)(b). § 87(2)(b) s arrest photo does not show any visible injuries on his forehead area (18 Board Review).

§ 87(2)(g)

Allegation (C) Discourtesy: Lieutenant Christopher Ward spoke discourteously to § 87(2)(b)

In his sworn statement to the CCRB, § 87(2)(b) stated that, after striking him with his gun, Lt. Ward said “get the fuck down.”

In their telephone statements to the CCRB, § 87(2)(b) and § 87(2)(b) did not report hearing any officer say “get the fuck down,” although § 87(2)(b) reported hearing an officer say, “we fucking got him” and § 87(2)(b) reported hearing an officer say, “we got you motherfucker.”

Lt. Ward stated that, upon entering the bedroom of § 87(2)(b) and § 87(2)(b) officers repeatedly ordered § 87(2)(b) to get on the floor before he complied. Lt. Ward stated that he did not recall saying “get the fuck down.”

Det. Jonny, Det. Kibel, and Sgt. Parfenoff all denied hearing any officer say “get the fuck down.”

§ 87(2)(g)

Allegation (D) Force: Lieutenant Christopher Ward used physical force against § 87(2)(b)

In his sworn statement to the CCRB, § 87(2)(b) stated that, as he was being handcuffed, an officer wearing a helmet, identified by the investigation as Lt. Ward, seized hold of § 87(2)(b)'s arm and pulled her out of bed. (Although § 87(2)(b) did not identify the officer who used physical force against § 87(2)(b) as the same officer who used physical force against him, the investigation determined that Lt. Ward was also the officer alleged to have used physical force against § 87(2)(b) based on her own more detailed description.) § 87(2)(b) was visibly (five months) pregnant at this time. § 87(2)(b) was immediately removed from his bedroom and did not see any additional physical force used against § 87(2)(b) (although he was later informed that additional force was used).

In her telephone statement to the CCRB, § 87(2)(b) stated that a 6'2" tall white officer with a bald head and a stocky build, identified by the investigation as Lt. Ward, seized hold of her arm, pulled her out of bed, and forced her onto her stomach on the floor. § 87(2)(b) did not provide a sworn statement to the CCRB.

In her telephone statement to the CCRB, § 87(2)(b) stated that, although she could not see inside § 87(2)(b)'s bedroom, she heard § 87(2)(b) say, "be careful, she's pregnant," apparently in reference to § 87(2)(b).

In his statement to the CCRB, Lt. Ward stated that § 87(2)(b) was cooperative with officers' commands and was handcuffed without incident. Lt. Ward stated that he did not recall himself or any other officer pulling § 87(2)(b) out of bed.

In his statement to the CCRB, Det. Kibel stated that officers (who he could not specifically identify) handcuffed § 87(2)(b) immediately upon entering the bedroom, at the same time that they handcuffed § 87(2)(b). Det. Kibel denied seeing any officer seize § 87(2)(b)'s arm and pull her out of bed.

In their statements to the CCRB, Det. Jonny, Sgt. Parfenoff, and Det. Soler all stated that they did not observe the apprehension of § 87(2)(b).

There were no Threat, Resistance, or Injury reports prepared pursuant to this incident (11 Board Review).

§ 87(2)(g)
[REDACTED]
[REDACTED]
[REDACTED]

Civilian and Officer CCRB Histories

- § 87(2)(b) [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
- This is the first CCRB complaint involving § 87(2)(b) (13 Board Review).
 - Lt. Ward has been a member of the NYPD for 13 years and has 54 prior CCRB allegations involving 24 cases with three substantiated allegations (14 Board Review).
 - In cases 200905624, 201210481, 201402594, 201408719, and 201605717, Lt. Ward was alleged to have entered and searched private residences. § 87(2)(g) [REDACTED]
[REDACTED]
[REDACTED] In case 200905624, the allegation that Lt. Ward entered the foyer of a residential building was substantiated, and he received a penalty of five lost vacation days.
 - Lt. Ward was alleged to have used excessive physical force in CCRB cases 200705598, 200713309, 201006692, 201302901, 201311208, 201311834, 201400676, 201401740, and 201402594. None of these allegations were substantiated, and § 87(2)(g) [REDACTED]
[REDACTED] Lt. Ward was alleged to have struck complainants in the

- Lt. Ward was alleged to have used discourteous language in CCRB cases 200705598, 200805446, 201211241, 201302901, 201311208, 201400676, 201402594, 201408719, and 201706298, including at least seven allegations that he used variations of the word “fuck.” Seven of these discourtesy allegations were unsubstantiated, one was unfounded, and one was closed as complainant uncooperative.

- This case was deemed ineligible for mediation due to § 87(2)(b)'s current incarceration.
- As of November 21, 2017, a notice of claim has not been filed in regards to this incident (15 Board Review).

7 [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Reviewer: _____

Signature _____ Print Title & Name _____ Date _____